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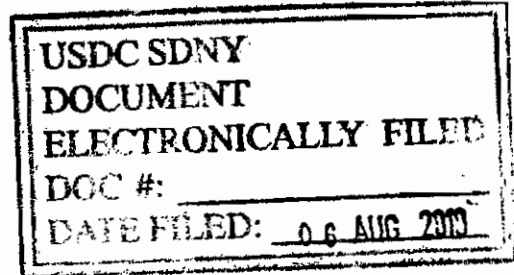
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August 5, 2010

**BY FACSIMILE (212-805-0426)**

The Honorable Laura Taylor Swain  
United States District Judge  
Southern District of New York  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl Street, Room 2210  
New York, NY 10007

Re: *Otis Duffy v. Bosley Inc.*  
Case No. 10-CV-1572 (LTS)(JCF)



## MEMO ENDORSED

Dear Judge Swain:

This firm represents Bosley, Inc. ("Bosley") in the above-referenced matter. Pursuant to Your Honor's Individual Practices, we write to request a brief extension of time, up to and including September 9, 2010, to answer, move, or otherwise respond to Plaintiff's Second Amended Complaint.

Bosley's responsive pleading to Plaintiff's Second Amended Complaint is due on August 9, 2010. We request the above extension because the parties engaged in mediation before JAMS on July 6, 2010, have continued to engage in settlement negotiations since then, and are hopeful that we will be able to finalize a settlement in the near future. The requested extension will allow the parties to continue settlement negotiations and hopefully finalize settlement, without having to unnecessarily prepare a responsive pleading. Bosley has not previously requested any extensions with respect to Plaintiff's Second Amended Complaint, the requested extension will not affect any other scheduled dates, and Plaintiff's counsel consents to the requested extension.

Thank you for Your Honor's consideration of this request.

*The request is granted*

Respectfully submitted,

SEYFARTH SHAW LLP

*Alysa M. Barancik*  
Alysa M. Barancik

NEW YORK, NY

SO ORDERED.

*Laura Taylor Swain*  
LAURA TAYLOR SWAIN  
UNITED STATES DISTRICT JUDGE

cc: Derek T. Smith, Esq. (via email - dtslaws@msn.com)  
Hema Chatlani, Esq.